IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.477 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Smt.Vidyagauri Jayantilal Thakore
& Ors. .....Applicants

WITH

NOTICE OF MOTION NO.522 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Hatane Premises Pvt. Ltd.& Anr..Applicants

WITH

NOTICE OF MOTION NO.535 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Suburban Association of Architect
& Builders. ....Applicants

WITH

NOTICE OF MOTION NO.537 OF 2004
IN

WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

The Bombay Citizens Co-op.
Hosg. Society Ltd. .....Applicants

WITH

NOTICE OF MOTION NO.540 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Nikunj Developers.....Applicants

WITH

NOTICE OF MOTION NO.562 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Smt.Ramaben Gulab Joshi & Ors..Applicants

WITH

NOTICE OF MOTION NO.576 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

M/s.Mayura Developers.....Applicants

WITH

NOTICE OF MOTION NO.577 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

M/s.Prem Enterprises.....Applicants

NOTICE OF MOTION NO.577 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

M/s.Prem Enterprises.....Applicant

WITH

NOTICE OF MOTION NO.712 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Vijayraj Properties.....Applicants

WITH

NOTICE OF MOTION NO.67 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Messrs Rainbow Builders.....Applicants

WITH

NOTICE OF MOTION NO.68 OF 2005
IN
WRIT PETITION NO.637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Messrs A.R.Developers.....Applicants

WITH

NOTICE OF MOTION NO.100 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

The Jawahar Nagar Co-op.Hsg.Socy.Ltd.Applicants

WITH

NOTICE OF MOTION NO.136 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

The Macnchitra Co-op.Hsg.Soc.Ltd..Applicants

WITH

NOTICE OF MOTION NO.204 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Kalpataru Homes Ltd.....Applicants

WITH

NOTICE OF MOTION NO.222 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

The Corridor Sanghar Samittee.....Applicants

WITH

NOTICE OF MOTION NO.250 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Park Darshan Co-op.Hsg.Soc.Ltd.....Applicants

WITH

NOTICE OF MOTION NO.285 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Charottar Co-op.Hsg.Soc.Ltd.....Applicants

WITH

NOTICE OF MOTION NO.330 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Dharmendra Kumar Goyal.....Applicants

WITH

NOTICE OF MOTION NO.375 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

M/s.Eastern Smelting & Colling
Mills & Ors.....Applicants

WITH

NOTICE OF MOTION NO.385 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Tanvi Construction Pvt. Ltd.....Applicants

WITH

NOTICE OF MOTION NO.388 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Vidyavihar Containers Ltd.....Applicants

NOTICE OF MOTION NO.403 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Shree Ahuja Properties Pvt.....Applicant

WITH

NOTICE OF MOTION NO.422 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Sjyline Residency Pvt. Ltd.....Applicants

WITH

NOTICE OF MOTION NO.423 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Nayan Builders .....Applicants

WITH

NOTICE OF MOTION NO.451 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Shree Raj Rajeshwari Realtors
Pvt. Ltd.....Applicants

WITH

NOTICE OF MOTION NO.473 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Fortune Investments.....Applicants

WITH

NOTICE OF MOTION NO.480 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

D.S.Construction Company.....Applicants

WITH

NOTICE OF MOTION NO.481 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

La Maison Construction Pvt. Ltd.....Applicants

WITH

NOTICE OF MOTION NO.521 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Natwar Niketan Co-op.Hsg.Soc.Ltd....Applicants

WITH

NOTICE OF MOTION NO.522 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Highruise Structures Pvt.Ltd.....Applicants

WITH

NOTICE OF MOTION NO.523 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Bhavani Builders Limited.....Applicants

WITH

NOTICE OF MOTION NO.524 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Smt.Yasmin F.Chunawalla.....Applicants

WITH

NOTICE OF MOTION NO.545 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Haroon Vallimohamed Abba(Chunawalla)..Applicants

WITH
NOTICE OF MOTION NO.603 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

WITH

NOTICE OF MOTION NO.53 OF 2006

IN

WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Abhigna Associates.....Applicant

CHAMBER SUMMONS NO.241 OF 2005

IN

WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Slum Re-developers Association....Applicants

CHAMBER SUMMONS NO.219 OF 2004

IN

WRIT PETITION NO. 637 OF 2003

1.Janhit Manch,)..Petitioner

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Girish Chandmal Lodha .....Intervenor

WITH

CHAMBER SUMMONS NO.242 OF 2004

IN

WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioner

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Vijayraj Properties ..Applicants

CHAMBER SUMMONS NO.277 OF 2004
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioner

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Pradeep M. Mehta & Anr. ....Intervenor

WITH
CHAMBER SUMMONS NO.1 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Ketan R. Parekh .....Applicant

WITH
CHAMBER SUMMONS NO.101 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

The Laxmi Niwas Co-op.Hsg.Socy.Ltd..Applicant

WITH
CHAMBER SUMMONS NO.121 OF 2005

IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Jayesh H. Pandya & Anr. .....Applicants

WITH
CHAMBER SUMMONS NO.181 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

G.G.Constructions. .....Intervenor

WITH
CHAMBER SUMMONS NO.236 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Sumer Corporation.....Applicant

WITH
CHAMBER SUMMONS NO.305 OF 2005
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Jayantilal Investments.....Applicant

WITH
CHAMBER SUMMONS NO.65 OF 2006
IN
WRIT PETITION NO. 283 OF 2003

Sadanand Varde & Ors.....)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Jayantilal Investments.....Applicant

WITH
CHAMBER SUMMONS NO.82 OF 2006
IN
WRIT PETITION NO. 637 OF 2003

1.Janhit Manch & Anr.)..Petitioners

Versus

1.The State of Maharashtra & Ors)..Respondents

And

Raja Developers.....Applicant

Mr. Aspi Chinoy, Senior Counsel, Amicus Curaie, present.

Mr. B. Rayani, President of Petitioner in person present.

Mr. Ravi M.Kadam, Advocate General with Mr.Niranjan Pandit, Asst. Govt. Pleader for Respondent No.1.

Mr. K.K. Singhvi, Senior Counsel with Mrs.P.A. Purandhare & Mr. V. Mahadik for Respondent No.2.

Dr. Virendra V. Tulzapurkar, Senior Counsel, with Mr. S.G. Surana for Respondent No.4.

Dr. Virendra V. Tulzapurkar, Senior Counsel, with Mr. D.J. Khambatta and Mr. Rahul Dwarkadas i/by M/s. Wadia Ghandy & Co. for Respondent No.5.

Mr. Janak Dwarkadas, Senior Counsel, with Mrs. Madhavi Divan, Mr. Paresh Shah and Ms.Pooja Bhatia i/by M/s.Shah & Sanghavi for Respondent Nos.6 & 7 and for Applicants in N/M. Nos. 469/04 & 540/05 & Ch/S.No.82/06.

Mr. D.J. Khambatta, Sr. Counsel with Mr. Rahul Dwarkadas i/by Wadia Ghandy & Co. for Respondent No.10.

Mr. Aniruddha Joshi i/by T.S. Patwardhan for Applicant in N/M.No.535/04 & 562/04.

Mr. J. Reis, with Mr. H.V. Gala for Applicant in N/M. No.577/04.

Mr. T.N Subramaniam, Sr. Counsel i/by Ghanekar & Co. for Applicant in N/M. No.712/04 & Ch/S.No.242/04.

Mr. Milind Sathe, Senior Counsel, with Ms. Usha Gadagkar i/by. M/s. Khona & Kayser, for Applicants in N/M. No.204/05.

Mr. R.S. Deshpande for Applicant in N/M. No.222/05 & Ch/S.No.101/05.

Mr. Snehal K. Shah i/b. Purnanand & Co. for Applicants in N/M.No.451/05.

Mr. Aniruddha Joshi i/by L.J. Law for Applicant in N/M.No.473/05.

Mr. T.N. Subramaniam, Sr.Counsel i/b. Purnanand & Co. for Applicants in N/M.Nos.388/05 & 422/05.

Mr. Aniruddha Joshi i/by Mr. Nivit Srivastava for Applicant in N/M.No.285/05.

Mr. M.S. Rane, i/b. Purnanand & Co. for Applicants in N/M.Nos.481/05 & 481/05.

Mr. S.K.Sen with Mr.R.A.K. Nijam Sani for Applicant in N/M. No.401/05.

Mr. F. Pooniwala with Mr. Y.R. Shah for Applicant in Ch/S.No.305/05.

Mr. Firoz Ansari, for Applicant in N/M.

No.477/04.

Mr. Atul G. Damle for Applicant in N/M. No.537/04.

Ms. Deepa Chavan i/by. Mr. Prasannna Sarpotdar for Applicant in N/M. No.67/05 & 68/05.

Mr. M.U. Pandey for Applicant in N/M. No.100/05 & 53/06.

Mr. J.S. Kini for Applicant in N/M. No.136/05.

Mr. Raval Shah for Applicant in N/M. No.250/05.

Mr. Rajiv Narulla i/by. Jhangiani Narulla & Associates for Applicant in N/M. No.330/05.

Mr. Niranjan Lapasia i/by. Niranjan & Co., for Applicant in N/M. No.375/05.

Mr. Viral Vora for Applicant in N/M. No.385/05.

Ms. Snehal Paranjpe i/by Little & Co., for Applicant in N/M. No.403/05.

Mr. L.D. Shah i/by L.D. Shah & Co. for Applicant in N/M. No.423/05.

Mr. D.S. Sakhalkar for Applicant in N/M. No.521/05 & 524/05.

Mr. Manojkumar Upadhyay for Applicant in N/M. No.522/05, 523/05 & 545/05.

Mr. Girish Lodha for Applicant in Ch/S.No.219/04.

Mr. Satyan Vora for Applicant in Ch/S.No.277/04.

Mr. Ketan R. Parikh, Applicant-in-person in Ch/S.No.1/05.

Mr. J. D'Silva for Applicant in Ch/S.No.121/05.

Ms. V. Mahadik with Ms. Neeta Madhyen i/by S.M. Associates for Applicant in Ch/S.No.181/05.

Mr. T.N. Subramaniam, Sr.Counsel, with Mr. Kishore Thakoredas i/by Kishore Thakoredas & Co. for Applicant in Ch/S.No.236/05.

Mr. S.G. Surana for Applicant in Ch/S.No.241/05.

CORAM: F.I. REBELLO &
DR. D.Y.CHANDRACHUD, JJ.
DATE : 20TH NOVEMBER, 2006.

P.C.:

. Along with the Petition there were various Notices of Motion and Chamber Summonses for intervention. Those Notices of Motion and Chamber Summonses have been heard along with main Writ Petition No.637 of 2003 and learned Counsel were allowed to address the Court. In view of disposal of Writ Petition No.637 of 2003 all the Notices of Motion and Chamber Summonses are also disposed of.

(F.I. REBELLO, J.)

(DR. D.Y.CHANDRACHUD, J.)